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DATE: October 30, 2003

TO: USPTO, ATTN.: EXAMINER PHUONG T. BUI

FROM: W. Murray Spruill

In re: Zheng *et al.*

Appl. No. 10/024,806

Filed: 12-19-01

For: OAR POLYNUCLEOTIDES, POLYPEPTIDES AND THEIR USE IN PHA
PRODUCTION IN PLANTS

Confirmation No. 6104

Group Art Unit: 1638

Examiner: Phuong T. Bui

Attached is a response to the Restriction Requirement mailed September 30, 2003.

NO. OF PAGES: 3
(Including cover page)

OPERATOR: *182* / *31* 97672

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CLIENT/MATTER: 035718/241887

REQUESTED BY: Marilyn Munoz

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Attorney's Docket No. 035718/241887 (5718-128)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Zheng <i>et al.</i>	Confirmation No.:	6104
Appl No.:	10/024,806	Group Art Unit:	1638
Filed:	December 19, 2001	Examiner:	Phuong T. Bui
For:	OAR POLYNUCLEOTIDES, POLYPEPTIDES AND THEIR USE IN PHA PRODUCTION IN PLANTS		

October 30, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the Office Action dated September 30, 2003, in which the Examiner has required restriction between: Group I, namely Claims 1-3 and 5-11; Group II, namely Claims 1-11; Group III, namely Claims 12-15; Group IV, namely Claims 16-20; Group V, namely Claim 21; and Group VI, namely Claim 22. In addition, if Applicants elect Group I, Group II, or Group VI, the Examiner has required Applicants to elect also one of inventions (A)-(L). If Applicants elect Group III, the Examiner has required Applicants to elect also one of inventions (i)-(viii). If Applicants elect Group IV or Group V, the Examiner has required Applicants to elect also one of inventions (A)-(L) and one of inventions (1) to (8).

Applicants hereby elect without traverse to prosecute the claims of Group I (Claims 1-3 and 5-11) and invention (C), namely SEQ ID NO: 1 or a sequence encoding SEQ ID NO: 2. Applicants expressly reserve the right to file divisional applications or take such other appropriate measures deemed necessary to protect the non-elected subject matter.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this

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In re: Zheng *et al.*
Appl No.: 10/024,806
Filed: December 19, 2001
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paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,

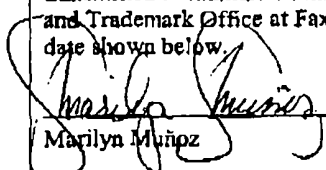

45,944 for

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to Examiner Phuong T. Bui, at the US Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.


Marilyn Muñoz

10-30-03

Date